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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Patent Examining Operations

Applicant(s): Stephen Horrigan
Serial No: 09/964,824 Art Unit: Unassigned
Filed: 27 September 2001 Examiner: Unassigned
Title: CANCER GENE DETERMINATION AND THERAPEUTIC
SCREENING USING SIGNATURE GENE SETS
Docket No: 669290-73

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BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO MISSING PARTS NOTICE

Sir:

In response to the Notice to File Missing Parts, dated 9 November 2001, Applicant hereby submits the following:

1. Executed Declaration of Horrigan (1 sheet);
2. Copy of Notice form;
3. Request for 1 month extension of time under 37 C.F.R. 1.136(a);
4. Check for \$120.00 (\$65.00 to cover surcharge for a small entity plus \$55.00 to cover 1 month extension for a small entity); and
5. Return self-addresses post card.

The Commissioner is authorized to charge payment of any additional filing fees required under 37 CFR 1.16 associated with this communication or credit any overpayment to Deposit Account No. 03-0678.



EXPRESS MAIL CERTIFICATE

Express Mail Label No. EF010576089US

Deposit Date: 28 January 2002

I hereby certify that this paper and the attachments hereto are being deposited today with the U.S. Postal Service "Express Mail Post Office To Addressee" service under 37 CFR 1.10 on the date indicated above addressed to:

BOX MISSING PARTS
Commissioner for Patents
Washington, DC 20231

Alan J. Grant
Alan J. Grant, Esq.

1/28/02
Date

Respectfully submitted,

Alan J. Grant

Alan J. Grant, Esq.
Reg. No. 33,389
CARELLA, BYRNE, BAIN, GILFILLAN,
CECCHI, STEWART & OLSTEIN
6 Becker Farm Road
Roseland, NJ 07068
Tel. No.: (973) 994-1700

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/964,824	09/27/2001	Steve Horrigan	669290-73

CONFIRMATION NO. 2602
FORMALITIES LETTER



OC000000007047973

CARELLA, BYRNE, BAIN, GILFILLAN,
CECCHI, STEWART & OLSTEIN
6 Becker Farm Road
Roseland, NJ 07068

Date Mailed: 11/09/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

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- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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Docket No: 669290-73

BOX SEQUENCE
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

RESPONSE TO MISSING PARTS NOTICE

Sir:

In response to the Notice to File Missing Parts, dated 9 November 2001, Applicant hereby submits the following:

1. Copy of Notice to File Missing Parts;
2. Preliminary Amendment requesting insertion of new Paper Sequence Listing;
3. Copy of Paper Sequence Listing (367 sheets);
4. Copy of Sequence Listing in Computer Readable Form (3.5" diskette);
5. Statement under 37 C.F.R. 1.821(f) and (g); and
6. Return self-addressed post card.

The Commissioner is authorized to charge payment of any additional filing fees required under 37 CFR 1.16 associated with this communication or credit any overpayment to Deposit Account No. 03-0678.

EXPRESS MAIL CERTIFICATE

Express Mail Label No. EF010576075US

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BOX SEQUENCE
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P.O. Box 2327
Arlington, VA 22202

Alan J. Grant

Alan J. Grant, Esq.

1/28/02

Date

Respectfully submitted,

Alan J. Grant

Alan J. Grant, Esq.
Reg. No. 33,389
CARELLA, BYRNE, BAIN, GILFILLAN,
CECCHI, STEWART & OLSTEIN
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UNITED STATES PATENT AND TRADEMARK OFFICE

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09/964,824	09/27/2001	Steve Horrigan	669290-73

CONFIRMATION NO. 2602

FORMALITIES LETTER



OC000000007047973

#3

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- The oath or declaration is unsigned.
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Adjustment date: 04/15/2002 YGIZAY
 02/05/2002 NROHMM1 00000116 030678 09964824
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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE